

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAMELL C. NEWBERN,

Defendant.

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Case No. 05-cr-30071-SMY

MEMORANDUM AND ORDER

YANDLE, District Judge

This matter comes before the Court on Defendant Jamell C. Newbern's *pro se* Motion to Reduce Sentence (Doc. 60) and Request for Permission to File a Motion for Leave to Amend his First Step Motion (Doc. 68). "Representation by counsel and self-representation are mutually exclusive" *Cain v. Peters*, 972 F.2d 748, 750 (7th Cir. 1992). As such, a litigant does not have a right to file his own motions when he is represented by counsel and any such motion filed will be stricken as improper. *See Hayes v. Hawes*, 921 F.2d 100, 102 (7th Cir. 1990) (*per curiam*); *United States v. Gwiazdzinski*, 141 F.3d 784, 787 (7th Cir. 1998).

Assistant Federal Public Defender Ethan Skaggs entered an appearance on behalf of Newbern on December 2, 2019 (Doc. 51). Accordingly, the Court **DIRECTS** the Clerk of Court to **STRIKE** Newbern's *pro se* filings (Docs. 60, 68). Newbern should contact the Federal Public Defender's office for a status update on his case.

IT IS SO ORDERED.

DATED: February 24, 2021



STACI M. YANDLE
United States District Judge